

157 FERC ¶ 61,202  
UNITED STATES OF AMERICA  
FEDERAL ENERGY REGULATORY COMMISSION

Allco Renewable Energy Limited  
Allco Finance Limited  
Ecos Energy, LLC

Docket Nos. EL17-6-000

QF11-193-002  
QF11-194-002  
QF11-195-002  
QF11-196-002  
QF11-197-002  
QF11-198-002  
QF11-199-002  
QF11-200-002  
QF11-201-002  
QF11-202-002  
QF11-203-002

NOTICE OF INTENT NOT TO ACT

(December 15, 2016)

1. On October 19, 2016, Allco Renewable Energy Limited and Allco Finance Limited (collectively, Allco) filed a petition (Petition) requesting that the Commission initiate an enforcement action pursuant to section 210(h)(2)(B) of the Public Utility Regulatory Policies Act of 1978 (PURPA)<sup>1</sup> against the Massachusetts Department of Public Utilities (Massachusetts Commission) and the Massachusetts Department of Energy Resources (collectively, the Massachusetts Agencies). Allco argues that the Massachusetts Agencies' implementation of state law Section 83A violates the Federal Power Act and PURPA.

2. Notice is hereby given that the Commission declines to initiate an enforcement action pursuant to section 210(h)(2)(A) of PURPA. Our decision not to initiate an

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<sup>1</sup> 16 U.S.C. § 824a-3(h)(2)(A) (2012).

enforcement action means that Allco may itself bring an enforcement action against the Massachusetts Commission in the appropriate court.<sup>2</sup>

By direction of the Commission.

Nathaniel J. Davis, Sr.,  
Deputy Secretary.

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<sup>2</sup> *Id.* § 824a-3(h)(2)(B).